IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8529 of 2005

Between:

1 D. Buggappa S/o. Narsappa, Hindu
Narayanpet Bus Depot,. Mahabubnagar District.
2 P. Beesupally S/o. Ramchandraiah, Hindu
Wanaparthy Bus Depot,. Mahabubnagar District.
3 Md. Habeeb S/o. Md. niranjan
Achampet Bus Depot,. Mahabubnagar District.

..... PETITIONER(S)

AND

1 The Regional Manager, APSRTC, Mahabubnagar Region,
Mahabubnagar .
2 The Depot Manager, APSRTC, Wanaparthy Bus Depot,
Mahabubnagar District.
3 The Depot Manager, APSRTC, Achampet Bus Depot,
Mahabubnagar District.
4 The Depot Manager, APSRTC, Narayanpet Bus Depot,
Mahabubnagar District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order or direction more particularly one in the nature of writ of Mandamus declaring that the action of the respondents in not giving Special Grade/Stagnation Increment to the petitioners w.e.f their completion of 12 years of service in APSRTC in total (All Regions) and counting the present Region's Service of 12 years for 12 years Special Grade/Stagnation Increment as bad, arbitrary, illegal, unjust and unreasonable and contrary to the judgments of this Hon'ble Court and consequently direct the respondents to effect the 12 years Special Grade/Stagnation Increment to the petitioners on their completion of 12 years of service and pass such other order or orders.

Counsel for the Petitioner:MR.P.VENKATESWAR RAO

Counsel for the Respondent Nos.1 to 4: MR.P.VINAYAKA SWAMY (SC FOR APSRTC)

The Court at the admission stage made the following O R D E R:

This writ petition is filed questioning the action of the respondents in not granting Special Grade/Stagnation Increments to the petitioners from the completion of 12 years service.

Learned counsel for the petitioners contended that the total service rendered by the petitioners in the Corporation has to be taken into consideration for granting Special Grade/Stagnation Increments.

Learned counsel for the respondent-Corporation contended that as the petitioners have not completed twelve years of service in one region, they are not entitled for grant of twelve years increment.

The purport of the decision reported by this Court in W.A.No.1301 of 2000 dated 29.10.2002, is that the entire service of the petitioner in the Corporation has to be taken into consideration for the purpose of giving the benefit of stagnation increments. Following the above judgment, the total service of the petitioners has to be taken into consideration for granting Special Grade/Stagnation Increments.

Accordingly, the writ petition is disposed of directing the respondents to consider the total service rendered by the petitioners in the Corporation for grant of Special Grade/Stagnation Increments within a period of two months from the date of receipt of a copy of this order. No order as to costs.

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(K.C.BHANU,J)

Dt:19th April, 2005

usd

To

1 The Regional Manager, APSRTC, Mahabubnagar Region, Mahabubnagar .
2 The Depot Manager, APSRTC, Wanaparthy Bus Depot, Mahabubnagar District.
3 The Depot Manager, APSRTC, Achampet Bus Depot, Mahabubnagar District.
4 The Depot Manager, APSRTC, Narayanpet Bus Depot, Mahabubnagar District.

5 Two CD copies.